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In re Application of :
BROUWER, Stefan Frits, et al. :
U.S. Application No.: 10/599,650 :
Int'l Application: PCT/NL2005/000241 :
Int'l Filing Date: 04 April 2005 :
Priority Date: 05 April 2004 :
Attorney Docket No.: 65445-038 :
For: COMPOSITION OF PARTICLES FOR :
DAMPING VIBRATIONS, METHOD :
FOR ASSEMBLING A MIRROR :
ADJUSTMENT MECHANISM, AND :
MIRROR ADJUSTMENT MECHANISM :

DECISION

This is a decision on applicant's petition to convert under 37 CFR 1.182, filed in the United States Patent and Trademark Office on 03 November 2006.

BACKGROUND

On 04 October 2006, applicant filed the basic national fee for PCT/NL2005/000241.

On 03 November 2006, applicant filed a petition under 37 CFR 1.182 to convert the national phase filing into a filing under 35 USC 111(a).

DISCUSSION

A review of the above-captioned application file indicates it is a national phase filing under 35 U.S.C. 371.

Contrary to applicant's assertions, nothing in the originally filed paperwork indicates that this application is anything other than a filing under 35 USC 371. The filed does not contain conflicting instructions.

U.S. Statutes and Regulations do not make specific provision for conversion of the application to a national phase and as such the Office does not grant such petitions for conversion as a mere matter of course. The Office will only grant such petitions upon a showing by applicant of sufficient cause (e.g., the loss of patent rights) where no other remedy is available.

CONCLUSION

For the reasons above, the petition under 37 CFR 1.182 to convert the application to a filing under 35 USC 111(a), is **DISMISSED** without prejudice.

If reconsideration on the merits is desired, a proper reply must be filed within **TWO (2) MONTHS** from the mail date of this decision.

Any further correspondence with respect to this matter may be filed electronically via EFS-Web, or if mailed, should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

This application is being forwarded to the National Stage Processing Branch of the Office of Patent Application Processing for continued processing, in accordance with this decision.

/Erin P. Thomson/

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